

MEMORANDUM

Agenda Item No. 11(A)(12)

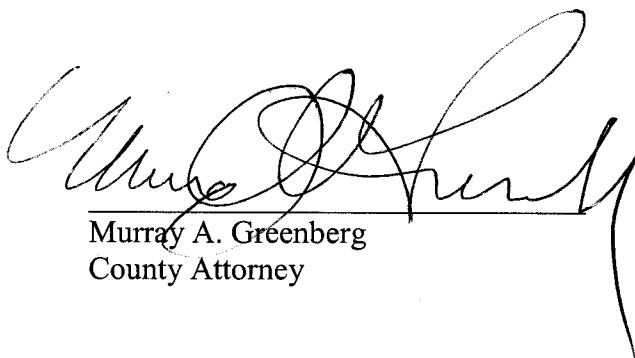
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: January 25, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution directing
County Manager to study
feasibility of requiring
background checks for
certain volunteers and staff
of CBOs

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle.



Murray A. Greenberg
County Attorney

MAG/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: January 25, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A) (12)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(12)

01-25-07

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MANAGER TO
STUDY THE FEASIBILITY OF REQUIRING BACKGROUND
CHECKS FOR CERTAIN VOLUNTEERS AND STAFF OF
COMMUNITY-BASED ORGANIZATIONS ("CBOs") AND
REPORT ON A SEXUAL OFFENDER'S PARTICIPATION AS
A VOLUNTEER COACH FOR A CBO AT A COUNTY PARK

WHEREAS, Miami-Dade County contracts with and provides funding to numerous CBOs that provide services to children at County park and recreation facilities; and

WHEREAS, Administrative Order 3-15 establishes uniform standards for advertisement, selection, monitoring and award of agreements to CBOs, but does not create standards for requesting or verifying background checks of volunteers or staff; and

WHEREAS, it is in the best interest of the County that CBOs whose volunteers or staff have direct contact with children be required to follow established guidelines regarding background checks; and

WHEREAS, it was recently reported that a registered sexual offender with a criminal history of sexual offenses with children, and who is currently on probation for sexual activity with a child, was a volunteer coach for a County-funded CBO providing activities at a County park in northwest Miami; and

WHEREAS, said County-funded CBO was not a participant in the Parks and Recreation Department's Programming Partners Program which requires a background check; and

WHEREAS, this Board desires that the County Manager review the feasibility of requiring CBO staff and volunteers to obtain background checks, review the adequacy of the

County's current Code provisions and Administrative Orders regarding CBO background checks, and evaluate the establishment of uniform standards,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Manager as follows:

Section 1. Within thirty (30) days of the effective date of this resolution, submit a written report to the Board explaining how a registered sexual offender on probation for sexual activity with a child and with a criminal history for sexual offenses with children, was allowed to serve as a volunteer coach for a County-funded CBO at a County park and recreation facility.

Section 2. Within thirty (30) days of the effective date of this resolution, submit a written report to the Board regarding the following: (a) the feasibility of requiring volunteers and staff of County-funded CBOs who work directly with children to obtain background checks; (b) the establishment of uniform and more stringent standards for background checks for CBOs including, but not limited to, requiring that said checks be conducted annually, requiring fingerprinting of certain CBO volunteers and staff, and establishing and enforcing consequences for failure to comply; and (c) recommendations of proposed amendments to Administrative Order 3-15, or other applicable Administrative Orders, and relevant Code provisions requiring County-funded CBOs to obtain background checks of volunteers and staff who work directly with children.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 25th day of January, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Abigail Price-Williams